

**DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS**

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DATE: November 9, 2001                      ACLA Letter No.      01-19

TO: All County Lead Agencies (ACLA)

SUBJECT: IMPLEMENTATION OF THE SUBSTANCE ABUSE TREATMENT AND  
TESTING ACCOUNTABILITY (SATTA) PROGRAM

REFERENCE: SENATE BILL 223 (BURTON), CHAPTER 721, STATUTES OF 2001

This letter conveys requirements counties must meet to receive funds under SB 223 (Burton), Chapter 721, Statutes of 2001. This bill added Division 10.9 to the Health and Safety Code (HSC) enacting the Substance Abuse Treatment and Testing Accountability (SATTA) Program. As authorized by SB 223, the Department of Alcohol and Drug Programs (ADP) is issuing this letter to All County Lead Agencies with instructions for implementation.

Senate Bill 223, effective October 11, 2001, appropriated \$8.4 million to ADP to administer and award funds to counties for the costs of substance abuse testing under the Substance Abuse and Crime Prevention Act (SACPA) of 2000. To be eligible to receive funds, counties must have an approved county SACPA plan with specified components, including a description of the process to be used for substance abuse treatment and testing of SACPA probationers and parolees.

The \$8.4 million appropriation in SB 223 is from Federal Substance Abuse Prevention and Treatment (SAPT) Block Grant funds for Federal Fiscal Year (FFY) 2001. Federal law requires the SAPT funds to be used for planning, carrying out, and evaluating activities to prevent or treat substance abuse (Title 42, U.S.C. Section 300x-21(b)). Therefore, drug testing conducted with these dollars must be used as a treatment tool for probationers and parolees, and must constitute part of the individual's treatment plan.

Counties are encouraged to make drug testing a priority for the use of SAPT funds. Federal law also provides that SAPT funds may be used for other activities related to preventing and treating substance abuse as authorized. SAPT funds must be spent by June 30, 2002, or be repaid to the State.

As required by SB 223, ADP has established a formula to allocate SAPT funds to eligible counties. These funds are allocated based on the same formula that was used to allocate funds from the



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SACPA Substance Abuse Treatment Trust Fund [Section 9525, Chapter 2.5, Title 9, California Code of Regulations (CCR)] for State Fiscal Year 2001-2002. A copy of the Preliminary Allocation Notice (Attachment A) is attached.

Of the \$8.4 million appropriated, a total of \$8.3 million is allocated to counties, with \$76,000 reserved by ADP for administrative costs associated with implementation. The Governor has also stated his intent to include funding from the FFY 2002 SAPT Block Grant award for drug testing in the 2002-2003 State budget.

Pursuant to HSC Division 10.9 (commencing with Section 11999.20), ADP requires that counties revise their SACPA county plans to include certain additional information as a condition of receipt of funds. These requirements relate to the use of drug testing and to other elements of a county's SACPA implementation plan. The specific requirements are identified in the Terms and Conditions for receipt of drug testing funds (Attachment B).

The revised county plan should be developed in collaboration with impacted stakeholders as required by Section 9515, Title 9, CCR. Effective administration and implementation of SACPA and the new drug testing provisions require collaboration with all county agencies and any other entities responsible for administering SACPA, including but not limited to the office of the county alcohol and drug program administrator, the probation department, the parole authority, and the courts, with input from providers of drug treatment services in the community, representatives of drug treatment associations in the community, impacted community parties, and federally recognized American Indian tribes.

The revised plan must be submitted to ADP by January 10, 2002. If a revised county plan has not been submitted and approved by February 15, 2002, these funds are subject to reallocation.

ADP will award funds provided pursuant to SB 223 through the Negotiated Net Amount (NNA) county budget and cost reporting process. SB 223 funds will be released after ADP has approved the revised county SACPA plan and there is a fully executed NNA contract between ADP and the county in place. NNA contract amendments are due November 21, 2001. For questions about the NNA county budget and cost reporting process, contact your county analyst or the ADP Contracts Management Branch at (916) 322-6643.

Reporting requirements for SB 223 are under development in conjunction with ADP's partners and stakeholders. Additional information on these requirements will be forthcoming at a later date.

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If you have any questions about the requirements under SB 223, please contact the ADP analyst assigned to your county or the Office of Criminal Justice Collaboration at (916) 445-7456 or [SACPA@adp.state.ca.us](mailto:SACPA@adp.state.ca.us).

Sincerely,

[Original Signed By]

DEL SAYLES-OWEN  
Deputy Director  
Office of Criminal Justice Collaboration

Attachments

- Attachment A - [Preliminary Allocation: Substance Abuse Treatment and Testing Accountability Program](#)
- Attachment B - [Terms and Conditions for Receipt of Substance Abuse Treatment and Testing Accountability Funds Under Health and Safety Code Division 10.9 \(commencing with Section 11999.20\)](#)
- Attachment C - [Template for the Revised County Plan for the Substance Abuse and Crime Prevention Act \(SACPA\) of 2000 Requesting Funds under the Substance Abuse Treatment and Testing Accountability \(SATTA\) Program](#)
- Attachment D - [Sample Resolution: Substance Abuse Treatment and Testing Accountability Program](#)
- Attachment E - [Synopsis of SB 223 \(Burton\), Chapter 721, Statutes of 2001](#)